

Handwritten signatures and initials at top left.

AN ORDINANCE BY *CLAIR MULLER*
Jim M. Miller
dem (don)

Handwritten signatures: Mary Norwood, Howard Shook, and others.

AN ORDINANCE AUTHORIZING THE MAYOR TO
ACCEPT SIX MILLION DOLLARS (\$6,000,000)
FROM UNITED WATER SERVICES UNLIMITED
ATLANTA LLC AS SETTLEMENT OF CERTAIN
FINANCIAL CLAIMS EXISTING PRIOR TO
JANUARY 1, 2003 UNDER A TWENTY-YEAR
OPERATIONS AND MAINTENANCE AGREEMENT
OF WATER SYSTEM AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta, (the "City"), United Water Services Unlimited Atlanta LLC ("UWSA"), United Water Resources Inc. ("UWR"), and Ondeo North America Inc f/k/a Lyonnaise American Holding, Inc. ("Ondeo") entered into a Twenty-Year Operations and Maintenance agreement of Water System ("O&M Agreement") on December 24, 1998; and

WHEREAS, the City, UWSA, UWR and Ondeo now desire to dissolve amicably their relationship under the O&M Agreement and to effect an orderly transition of the operation and maintenance of the City's System ("System") pursuant to the terms and conditions of the Mutual Dissolution Agreement ("MDA") effective March 26, 2003 and executed by the Mayor of the City, the President of UWSA, the President of UWR and the Vice President and Controller of Ondeo; and

WHEREAS, Pursuant to the MDA, UWSA has remitted to the City \$6,000,000 for settlement of the Existing Claims;

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA GEORGIA THAT:

Section 1: That the 2003 (Water and Sewer Revenue Fund) Budget be and is amended hereby as follows:

ADD TO ANTICIPATIONS

2J01	Water & Sewer Revenue Fund	
669101 B00001	Recovery of Erroneous Payments	<u>\$6,000,000.00</u>

ADD TO APPROPRIATIONS

2J01	Water and Sewer Revenue Fund	
791001 T11001	Reserve for Appropriations	<u>\$6,000,000.00</u>

Section 2: That all ordinances or parts of ordinances in conflict herewith be and are hereby repealed.

A true copy,
[Signature]
Deputy Clerk

ADOPTED by the Council
APPROVED by the Mayor

JULY 21, 2003
JULY 29, 2003

RCS# 4940
7/21/03
6:41 PM

Atlanta City Council

Regular Session

CONSENT I

CONSENT I PGS. 1-11, EXCEPT:03-O-1034
03-R-1110, 03-R-1137, 03-O-1116
ADOPT

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 1
ABSENT 1

Y Smith	Y Archibong	Y Moore	Y Mitchell
E Starnes	Y Fauver	NV Martin	Y Norwood
Y Young	Y Shook	Y Maddox	Y Willis
Y Winslow	Y Muller	Y Boazman	B Woolard

CONSENT I

RCS# 4939
7/21/03
6:40 PM

Atlanta City Council

Regular Session

CONSENT I

CONSENT I PGS. 1-11, EXCEPT:03-O-1034
03-R-1110, 03-R-1137
RECONSIDER

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 1
ABSENT 1

Y Smith	Y Archibong	Y Moore	Y Mitchell
E Starnes	Y Fauver	NV Martin	Y Norwood
Y Young	Y Shook	Y Maddox	Y Willis
Y Winslow	Y Muller	Y Boazman	B Woolard

CONSENT I

RCS# 4896
7/21/03
2:12 PM

Atlanta City Council

Regular Session

CONSENT I

CONSENT I PGS. 1-11, EXCEPT:03-O-1034
03-R-1110, 03-R-1137
ADOPT

YEAS:	13
NAYS:	0
ABSTENTIONS:	0
NOT VOTING:	2
EXCUSED:	0
ABSENT	1

NV Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	Y Martin	NV Norwood
Y Young	Y Shook	Y Maddox	Y Willis
Y Winslow	Y Muller	Y Boazman	B Woolard

CONSENT I

		7/21/03 Full Council Meeting
ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 02-O-1259	26. 03-R-1039	51. 03-R-1064
2. 03-O-0148	27. 03-R-1040	52. 03-R-1065
3. 03-O-0826	28. 03-R-1041	53. 03-R-1066
4. 03-O-1114	29. 03-R-1042	54. 03-R-1067
5. 03-O-1122	30. 03-R-1043	55. 03-R-1068
6. 03-O-0939	31. 03-R-1044	56. 03-R-1069
7. 03-O-0974	32. 03-R-1045	57. 03-R-1070
8. 03-O-1120	33. 03-R-1046	58. 03-R-1071
9. 03-O-0964	34. 03-R-1047	59. 03-R-1072
10. 03-O-1115	35. 03-R-1048	60. 03-R-1073
11. 03-O-1117	36. 03-R-1049	61. 03-R-1074
12. 03-R-0896	37. 03-R-1050	
13. 03-R-1103	38. 03-R-1051	
14. 03-R-1126	39. 03-R-1052	
15. 03-R-1136	40. 03-R-1053	
16. 03-R-1124	41. 03-R-1054	
17. 03-R-1102	42. 03-R-1055	
18. 03-R-1129	43. 03-R-1056	
19. 03-R-1135	44. 03-R-1057	
20. 03-R-1088	45. 03-R-1058	
21. 03-R-1104	46. 03-R-1059	
22. 03-R-1111	47. 03-R-1060	
23. 03-R-1036	48. 03-R-1061	
24. 03-R-1037	49. 03-R-1062	
25. 03-R-1038	50. 03-R-1063	

Consent I Vote: 13 Yeas; 0Nays: (See RCS #4940)

Items Removed from the Consent Agenda: 03-O-1034; 03-O-1116; 03-R-1110; 03-R-1137;

03-0-1117

(Do Not Write Above This Line)

AN ORDINANCE BY *Paul Mueller*
AN ORDINANCE AUTHORIZING
THE MAYOR TO ACCEPT SIX
MILLION DOLLARS (\$6,000,000)
FROM UNITED WATER
SERVICES UNLIMITED ATLANTA
LLC AS SETTLEMENT OF
CERTAIN FINANCIAL CLAIMS
EXISTING PRIOR TO JANUARY 1,
2003 UNDER A TWENTY - YEAR
OPERATIONS AND MAINTENANCE
AGREEMENT OF THE WATER
SYSTEM AND
PURPOSES.
ADOPTED BY

JUL 21 2003

COUNCIL

- ☐ CONSENT REFER
- ☐ REGULAR REPORT REFER
- ☐ ADVERTISE & REFER
- ☐ 1st ADOPT 2nd READ & REFER
- ☒ PERSONAL PAPER REFER

Date Referred *7/7/03*
Referred To: *Finance/Exec*
Date Referred
Referred To:
Date Referred
Referred To:
Date Referred
Referred To:

First Reading

Committee _____
Date _____
Chair _____
Referred To _____

Committee

F. J. ...
Date *7/7/03*
Chair *...*
Action
Fav, Adv, Hold (see rev. side)
Other

Members

C. T. ...

John ...
Paul Mueller

Refer To

Committee

Date _____
Chair _____
Action
Fav, Adv, Hold (see rev. side)
Other
Members

Committee

Date _____
Chair _____
Action
Fav, Adv, Hold (see rev. side)
Other

Members

Refer To

Committee

Date _____
Chair _____
Action
Fav, Adv, Hold (see rev. side)
Other
Members

Refer To

FINAL COUNCIL ACTION

- ☒ 2nd
- ☐ 1st & 2nd
- ☐ 3rd
- ☒ Consent
- ☐ V Vote
- ☒ RC Vote

CERTIFIED

CERTIFIED
JUL 21 2003
John D. ...
COUNCIL PRESIDENT PROTREM

CERTIFIED
JUL 21 2003

DEPUTY MUNICIPAL CLERK

MAYOR'S ACTION

Paul Mueller
MAYOR